

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JEREMY CIENIAWA,

:

Plaintiff,

:

v.

: 3:17-CV-00796

(JUDGE MARIANI)

TROOPER BRIAN PALL,
et al.,

:

Defendants.

:

ORDER

AND NOW, THIS 6th DAY OF SEPTEMBER, 2019, upon consideration of

Defendants' Motion for Summary Judgment (Doc. 37), for the reasons set forth in the

Court's accompanying memorandum opinion, **IT IS HEREBY ORDERED THAT:**

1. The Defendants' Motion for Summary Judgment (Doc. 37) is **GRANTED IN PART**

AND DENIED IN PART as follows:

a. Defendants' Motion is **GRANTED** with respect to Plaintiff's claim for

compensatory damages for emotional distress;

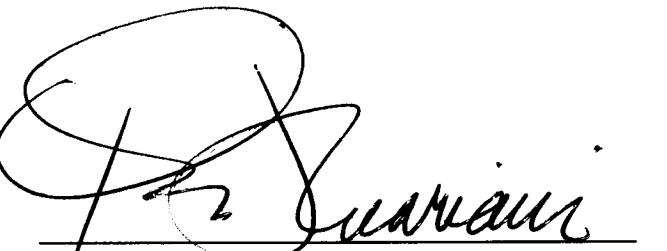
b. Defendants' Motion is **GRANTED** with respect to Plaintiff's claim for

excessive force (Count I) against David Douglas. Judgment is hereby

entered **IN FAVOR OF DEFENDANT** David Douglas and **AGAINST**

PLAINTIFF Jeremy Cieniawa.

- c. Defendants' Motion is **DENIED** with respect to Plaintiff's excessive force claim against Defendants Brian Pall, Michael Foux, Larry McDaniel, and Christopher Zukowsky (Count I).
2. A telephone conference to schedule the above-captioned matter for trial on Plaintiff's excessive force claim against Defendants Pall, Foux, McDaniel, and Zukowsky (Count I) shall be held on **September 24, 2019, at 11:45 a.m.** Plaintiff's counsel is responsible for arranging the call to (570) 207-5750 and all parties should be ready to proceed before the undersigned is contacted.



Robert D. Mariani
United States District Judge